

From: Waye, Don
To: Carlin, Jayne
CC: allison.castellan@noaa.gov; Henning, Alan
Sent: 9/2/2014 1:25:17 PM
Subject: Std Language on Comments on MMs Not in PN
Attachments: Std Language on Comments on MMs Not in PN,dw.docx

Jayne,

With regard to "Std Language on Comments on MMs Not in PN", my suggested rewrite is attached. Thanks.

Don Waye
U.S. EPA - Nonpoint Source Control Branch
Phone: 202-566-1170

From: Carlin, Jayne
Sent: Tuesday, September 02, 2014 12:24 PM
To: Waye, Don; Croxton, Dave; Henning, Alan; Wu, Jennifer; allison.castellan@noaa.gov; Solloway, Chris; Flahive, Katie; Rueda, Helen; Parry, Roberta; Melissa Rada - NOAA Affiliate; Sweeney, Stephen; Byrne, Jennifer; 'jeff.dillen@noaa.gov'
Cc: Psyk, Christine; Hall, Lynda; Joelle Gore - NOAA Federal
Subject: Agenda for Sept 2 OR CZARA Tech/Legal Team Call (10 AM WA/OR or 1 PM DC, **Non-Responsive**)
Non-Responsive

OR CZARA Tech/Legal Team Meeting
September 2 at 10 AM WA/OR or 1 PM DC
Non-Responsive

Agenda

Introductions & Updates

Follow up/Action Items from August 26 Call

Prep for Managers Meeting

- Forestry/Riparian Rationale (Alan)
- Forestry/landslides Rationale and update—questions answered and information needed in order to elevate (Alan)
- OSDS rationale/setting precedent revisited (Don)
- Review of revised agenda for managers meetings (see below)

Action Items

August 26th OR CZARA Action Items (Draft Agenda for Mgrs Meeting & Upcoming Meetings)

Draft Agenda for September 4th meeting (90 minutes)

- Introductions/New Directions/Agenda Review/Action Items from Aug 20th meeting (Jayne)
- Forestry/Riparian Rationale (Alan)
- Forestry/landslides Rationale and update/talking points/rationale—questions answered and information needed in order to elevate (Alan)
- OSDS rationale/setting precedent revisited (Don)
- Action Items/Next Steps

Action Items

- The Forestry/Pesticides team will look into notification requirements in neighboring states; what makes Oregon unique or different; the scientific basis or record to support why FIFRA label compliance would not be considered sufficient to provide adequate protection of type N non-fish bearing streams from aerial application of herbicides;

whether Oregon Toxics standard is relevant to addressing this condition; and the exact wording of this condition from the 1988 findings, focusing on whether it directly references buffers (*it does*).

- All will review the Ag MM paper to better prepare for the Sept 4th call (*topic postponed until mid to late September*).
- Legal team will complete the review of the rationales for interim approval for OSDS and New Development MMs and provide comments to Don Waye by August 29.
- The managerial team will complete the reviews the rationales for interim approval for New Development MMs and OSDS and provide comments to Don Waye by August 29.
- Joelle/Allison will follow up with Jeff on the date that the legal team will complete the talking points for management and to help the technical team craft a response to comments regarding additional management measures.
- Allison will email the most current version of the response to comments document to the tech team (*done*)
- Forestry/landslides team will provide the following information to the managerial team in the form of talking points: comparison to how Washington addresses high risk landslides' potential impact to water quality in forested areas; EPA/NOAA expectations and suggestions on how Oregon can address this additional MM; whether we have the data to identify landslide prone areas and nearby receiving waters. *Will be discussed on Sept 4th call.*
- Alan will talk with Theresa on Allison's work on responses to general forestry comments.
- Tech team will update the attached table on status (including new column on "Mgr Talking Points").
- Tech and legal teams will review attached standard language on concerns raised on MMS on which EPA/NOAA did not request comment by September 2.

Upcoming September Meetings

Sept 4	9/12	OR CZARA Mgrs
Sept 9	10/1	OR CZARA
Sept 10	12/3	OR CZARA Mgrs
Sept 16	10/1	OR CZARA
Sept 18	12/3	OR CZARA Mgrs
Sept 22	10/1	OR CZARA Mgrs
Sept 23	10/1	OR CZARA
Sept 29	10:30/1:30	OR CZARA Mgrs
Sept 30	10/1	OR CZARA

Regards,

Jayne

Jayne Carlin, Watersheds Unit
US EPA, Region 10
1200 6th Ave, Suite 900 (OWW-134)
Seattle, WA 98101-3140
(206) 553-8512, (206) 553-0165 (fax)
carlin.jayne@epa.gov

<http://www.epa.gov/r10earth/tmdl.htm>